

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JAH'AIR MONTANEZ-JOHNSON,
Plaintiff,

CIVIL ACTION

v.

CHESTER UPLAND SCHOOL
DISTRICT, CORPORATION A AND
CORPORATION B,
Defendants.

NO. 24CV4338

ORDER

AND NOW, this 13th day of January, 2025, upon consideration of Defendant Chester Upland School District's Motion to Dismiss for Failure to State a Claim (ECF No. 9), as well as all responses and replies thereto (ECF Nos. 14, 15), it is **HEREBY ORDERED** as follows:

1. Count V of Plaintiff Jah' Air Montanez-Johnson's Complaint (ECF No. 1) is **DISMISSED WITH PREJUDICE**;
2. Counts I-IV of Plaintiff's Complaint are **DISMISSED** pursuant to 28 U.S.C. § 1367(c)(3) **WITHOUT PREJUDICE** to Plaintiff's right to raise them in state court; and,
3. The Clerk of Court is **DIRECTED** to **TERMINATE** this case and mark it **CLOSED**.

BY THE COURT:

/s/ Wendy Beetlestone

WENDY BEETLESTONE, J.

